

REGISTER OF CLASSIFICATION DECISIONS

Title of Publication: Emanuelle I Niewolnice Milosci

Other Known Title: Emanuelle Versus Violence To Women
Emanuelle Perché Violenza Alle Donne?
The Degradation Of Emanuelle

Format: DVD

Director/Author: Joe D'Amato

Producer/Publisher: Fabrizio De Angelis

Country of Origin: Italy

Language: Italian, with Polish subtitles

Applicant: New Zealand Customs Service

Distributor: Brendon Sly

Classification:	The excised version of this publication is classified as Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.
	The unexcised version of this publication is classified as Objectionable.

Descriptive Note: Violence, sexual violence and explicit sex scenes.

Display Conditions: Nil

Date of entry in Register: 28 November 2006

Date of direction to issue a label: A direction to issue a label has not been given.

OFLC No: 602136

Unexcised version of publication:

	Components	Running time
Menu:	Film Wybór Scen Ustawienia Zwiastuny	
Feature:	Emanuelle I Niewolnice Milosci	96.21
Other timed components:	Production / Vodka Notices Emanuelle I Niewolnice Milosci (Trailer) Emanuelle: Maga Orientu Emanulle W Ameryce Czarna Emanuelle Emmanuelle 2 Emmanuelle 4	1.17 1.11 1.17 1.29 3.16 2.13 0.56
Other components:	Copyright Warning Notices	
Total running time:		108.00

Excisions: Excisions Recommended And Agreed To

Reasons for excisions:

Three excisions are required to the feature to remove scenes that depict women being gang raped in a sexualised manner that is intended as entertainment for viewers. The three sequences present the rape of women in a brutal manner with sexual focus given to their nudity and evident fear.

Excised version of publication:

	Components	Running time
Menu:	Film Wybór Scen Ustawienia Zwiastuny	
Feature:	Emanuelle I Niewolnice Milosci	92.26
Other timed components:	Production / Vodka Notices Emanuelle I Niewolnice Milosci (Trailer) Emanuelle: Maga Orientu Emanuelle W Ameryce Czarna Emanuelle Emmanuelle 2 Emmanuelle 4	1.17 1.11 1.17 1.29 3.16 2.13 0.56
Other components:	Copyright Warning Notices	
Total running time:		104.05

**Summary of reasons
for classification:**

The DVD entitled *Emanuelle I Niewolnice Milosci* is classified as:

Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.

The DVD is one of four submitted by the New Zealand Customs Service under 13(1)(a) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act) to determine whether it was objectionable in terms of s3 of the FVPC Act.

The DVD contains a dated feature, a number of similar trailers and notices. The feature is a 1970's sexploitation film that explicitly presents sex, and sexual violence. Focus is given to women's nudity and the act of rape is presented in a sexualised manner. While the publication does not support the notion of rape or sexual coercion, it does present the act of rape in such a manner, and to such a degree, as to be likely to be injurious to the public good. The likely injury is that viewers will be disturbed by the act of gang rape, the extent of the depictions in this instance having no purpose other than to entertain the viewer. Three excisions to the feature were recommended, to reduce the sexualisation of rape, and subsequently the owner/distributor of the DVD agreed to these excisions.

Excisions notwithstanding, the remainder of the material requires restriction to an adult audience. The high level and complex nature of the sexual activity is likely to detrimentally affect children and young persons who are not at a developmental stage with the experience or maturity to deal with adult sexual fantasy or understand the conventions around sexploitation film. Therefore the availability of the publication is likely to be injurious to the public good unless restricted to an adult audience.

Consideration has been given to the relevant provisions of the New Zealand Bill of Rights Act 1990 as they affect this publication. The option of excisions is considered to be a reasonable limit on freedom of expression while allowing the widest availability possible, given the sexual character of the publication and its purpose as adult sexual stimulation and entertainment. This is consistent with the primary aim of the FVPC Act of preventing harm to the public, and is considered by the Classification Office to be a reasonable limitation that is demonstrably justified in a free and democratic society, given the likely injury to the public good if the publication was available to children and young people.